IN THE HIGH COURT OF JUDICATURE OF
ANDHRA PRADESH
AT HYDERABAD

THE HON'BLE MR. JUSTICE D.S.R.VARMA
AND
THE HON'BLE MR. JUSTICE P.LAKSHMANA
REDDY

WRIT PETITION NO.26063 OF 2006

Dated : January 25, 2007

Between:

Smt. Annam Laxmamma

Petitioner

AND

The Station House Officer,
T.P. Gudur Police Station,
Nellore District and others

Respondents

THE HON'BLE MR. JUSTICE D.S.R.VARMA
AND
THE HON'BLE MR. JUSTICE P.LAKSHMANA
REDDY

WRIT PETITION NO. 26063 OF 2006

ORAL ORDER: **(per THE HON'BLE MR. JUSTICE D.S.R. VARMA)**

Heard the learned Government Pleader for Home, representing the learned Advocate General, appearing for the respondents.

2. This writ petition is taken up on the basis of a letter, dated 29.11.2006, by one Smt. Annam Laxmamma, W/o. Sankaraiah, Gammallapalem, Varigonda Village, T.P. Gudur Mandal, Nellore District, to the Hon'ble the Chief Justice, High Court of Andhra Pradesh, Hyderabad, complaining that her daughter by name Annam Subbamma was taken away by one Gudur Janaki Rami Reddy to Hyderabad in the year 1994, as housemaid, and subsequently the said Gudur Janaki Rami Reddy, is refusing to show her daughter and also threatening her with dire consequences, if the same request is repeated.

3. In pursuance of the notice, issued by this Court, the Sub-Inspector of Police, Thotapalli Gudur Police Station, Nellore District, filed counter-affidavit, stating, *inter alia*, that the son-in-law of the said Janaki Rami Reddy gave a report complaining that the daughter of the petitioner Kum. Subbamma, committed suicide on 29.10.1995 and basing on the said complaint, a case in Cr.No.336 of 1995 for the offence punishable under Section 174 of the Code of Criminal Procedure was registered by Chikkadpally Police; that after completion of investigation, final report was filed before the Special Executive Magistrate, Hyderabad, on 08.01.1996, categorically stating that the inquest was conducted on the dead body of the deceased

before mediators and photographs of the corpse were also taken; that the report of postmortem shows that the cause of death was due to hanging and that a copy of the final report was also filed along with the present counter-affidavit. The description of other facts, in the counter-affidavit, is not very much relevant, for the purpose of this writ petition.

4. In such circumstances, it is not commendable as to how such a complaint could be given by the petitioner, after a lapse of ten years from the date of death of her daughter, who died by hanging herself.

5. It is clarified that if there are any further doubts about the cause of the death of the deceased or as regards the investigation, done way back in the year 1995, it is always open for the petitioner to take such necessary steps, as are available under law.

6. With the above observations, the writ petition is closed, at the stage of admission. However, there shall be no order as to costs.

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D.S.R.Varma, J.

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P.Lakshmana Reddy, J.

25TH JANUARY 2007

MAS/KRK